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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/057,629	01/25/2002	Harry R. Davis	CV01382K	2175

24265 7590 08/10/2006

SCHERING-PLOUGH CORPORATION  
PATENT DEPARTMENT (K-6-1, 1990)  
2000 GALLOPING HILL ROAD  
KENILWORTH, NJ 07033-0530

EXAMINER
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HUI, SAN MING R

ART UNIT	PAPER NUMBER
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1617

DATE MAILED: 08/10/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

### **DETAILED ACTION**

Examiner notes that the declaration of July 14, 2004 have been considered, and is found persuasive to withdraw the rejection under 35 USC 103(a) over '966 in view of Berge et al. set forth in March 15, 2004. Subsequently, in office action mailed October 20, 2004, a new ground of rejection under 35 USC 103(a) was made over '966 in view of Belamarich et al.

Examiner believes this should clarify the status of declaration of July 14, 2004.

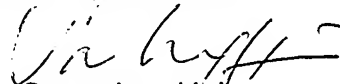
Examiner will then forward the instant application to the Board of Appeal and Interference.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to San-ming Hui whose telephone number is (571) 272-0626. The examiner can normally be reached on Mon 9:00 to 1:00, Tu - Fri from 9:00 to 6:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Sreeni Padmanabhan, PhD., can be reached on (571) 272-0629. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Art Unit: 1617

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.



San-ming Hui  
Primary Examiner  
Art Unit 1617